

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Shannon Sassone	Team: Squad #12	CCRB Case #: 202104692	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Tuesday, 08/03/2021 4:00 PM	Location of Incident: 624 Conduit Boulevard	Precinct: 75	18 Mo. SOL 2/3/2023	EO SOL 2/3/2023	
Date/Time CV Reported Fri, 08/06/2021 3:38 PM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Fri, 08/06/2021 3:38 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Steve Torres	17913	959310	075 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POF Marina Andrade	00278	959455	075 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Steve Torres	Abuse: Police Officer Steve Torres threatened to arrest § 87(2)(b)	

Case Summary

On August 6, 2021, § 87(2)(b) submitted this complaint via the CCRB call processing system.

On August 3, 2021, at 4:00PM, at 624 Conduit Boulevard in Brooklyn, § 87(2)(b) got into a dispute with an unidentified civilian who works for the NYC Department of Corrections. PO Steve Torres and PO Marina Andrade responded to a 911 call regarding the dispute. PO Torres threatened to arrest § 87(2)(b) (**Allegation A: Abuse of Authority; § 87(2)(g)**). No summons was issued, and no arrests were made.

§ 87(2)(g)

The investigation obtained Body Worn Camera depicting this incident (Board Review 01; summaries attached to Board Review 02 and Board Review 03).

Findings and Recommendations

Allegation (A) Abuse of Authority: Police Officer Steve Torres threatened to arrest § 87(2)(b)

It is undisputed that officers responded to a 911 call regarding an emotionally disturbed person with a weapon at 624 Conduit Boulevard in Brooklyn.

§ 87(2)(b) stated in his CCRB interview (Board Review 04) that on August 3, 2021, at approximately 4:00PM, at 624 Conduit Boulevard in Brooklyn, he was ordering food at the Burger King checkout counter when an unidentified patron began speaking about his mask. § 87(2)(b) described the patron as a black female wearing a navy-blue suit carrying a black leather purse. The investigation determined that the unidentified patron is a member of the Department of Corrections. The patron produced a yellow canister of “mace” from her bag and threatened § 87(2)(b). § 87(2)(b) walked outside and called 911. Two officers responded to the location; these officers were identified by the investigation as PO Steve Torres and PO Marina Andrade. The officers determined that § 87(2)(b) was the aggressor in the dispute. PO Andrade asked, “Do you want to ‘EDP’ him or let him go?” PO Torres threatened to arrest § 87(2)(b). § 87(2)(b) did not provide details about how PO Torres made the threat of arrest.

The investigation obtained Body Worn Camera footage from the responding officers. PO Torres’ BWC footage (Board Review 01; summary in Board Review 02) depicts PO Torres exiting the police vehicle at 00:58 minutes in the recording. His BWC begins recording audio at 01:00. At 04:15, § 87(2)(b) depicted sitting in the back of the police vehicle with the door open. A female voice off screen says, “I want him arrested.” At 04:43, PO Andrade says, “Do you want to EDP him or let him go?” At 04:46, PO Torres says, “Yeah, let him go.” At 05:09, § 87(2)(b) leaves the scene. The BWC footage does not depict PO Torres or PO Andrade having a discussion or otherwise mentioning arresting § 87(2)(b) at any point in the interaction.

The Resource Recap log (Board Review 05) notes that the request for assistance was marked as an ambulance case involving an emotionally disturbed person. The call noted that the emotionally disturbed person was inside the location and was in possession of a weapon.

§ 87(2)(g)

- § 87(2)(b) has been party to two of CCRB complaints and has been named as a victim in two allegations (Board Review 07):
 - § 87(2)(b)
- PO Torres has been a member of service for six years and has been a subject in sixteen CCRB complaints and 58 allegations, of which four were substantiated (Board Review 08):
 - 201807424 involved substantiated allegations of an improper stop, threats of arrest, and discourteous language against PO Torres. The Board recommended formalized training and the NYPD imposed formalized training.
 - PO Torres' CCRB history shows nine additional allegations of threat of arrest. Four of these allegations were closed with the disposition Complainant or Victim Uncooperative, one was closed with the disposition Closed – Pending Litigation, § 87(2)(b), two were closed as miscellaneous, and one allegation remains open.

- § 87(2)(g)
- As of October 20, 2021, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards this to complaint (Board Review 09).
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

Squad Leader: Carlmais Johnson IM Carlmais Johnson October 22, 2021
Signature Print Title & Name Date

Reviewer:

Signature

Print Title & Name

Date